

AUG 24 2006

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DATE: August 24, 2006

PTO IDENTIFIER: Application Number 09/767,370 - Conf. #2716

Patent Number

Inventor: Jeffrey L. BROWNING et al.

MESSAGE TO: US Patent and Trademark Office

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FROM: LAHIVE &amp; COCKFIELD, LLP

Cristin E. Howley, Ph.D.

PHONE: (617) 227-7400

Attorney Dkt. #: BGNA054RCE2

PAGES (Including Cover Sheet): 6

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number 09/767,370 - Conf. #2718
		Filing Date January 23, 2001
		First Named Inventor Jeffrey L. BROWNING
		Art Unit 1643
		Examiner Name C. H. Yaen
Total Number of Pages in This Submission 1		Attorney Docket Number BGNAA054RCE2

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Firm Name	LAHIVE & COCKFIELD, LLP		
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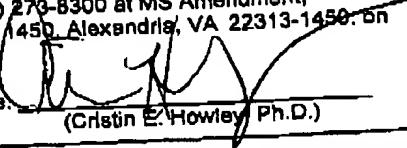
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(Cristin E. Howley, Ph.D.)

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*August 24*  
Dated: February 8, 2006 Signature:   
(Cristin E. Howley, Ph.D.)

Docket No. BGNA054RCE2  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Jeffrey L. Browning et al.

Application No. 09/767,370

Confirmation No. 2716

Filed: January 23, 2001

Art Unit: 1643

For: *METHOD FOR THE HIGH LEVEL  
EXPRESSION OF ACTIVE LYMPHOTOXIN-  
BETA RECEPTOR IMMUNOGLOBULIN  
CHIMERIC PROTEINS AND THEIR  
PURIFICATION*

Examiner: C. H. Yaen

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (SIDS)

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the reference listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Supplemental Information Disclosure Statement is filed before the mailing of a final action under 37 CFR 1.113. In addition, the reference described on the attached PTO/SB/08 was first cited in a communication from a foreign patent office in a corresponding foreign application not more than three months prior to the filing of this Supplemental Information Disclosure

Application No.: 09/767,370

Docket No.: BGNA054RCE2

Statement. As such, Applicant believes no fee is due, and respectfully requests that this Supplemental Information Disclosure Statement be considered.

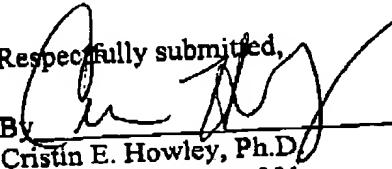
Applicant has not submitted a copy of the cited U.S. patent in accordance with 37 CFR 1.98(a)(2)(ii).

This statement is not to be interpreted as a representation that the cited document is material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any document herein be construed *per se* as a representation that such document is prior art. Moreover, Applicant understands the Examiner will make an independent evaluation of the cited document.

Applicant believes no fee is due at this time. If, however, Applicant's understanding is incorrect, the Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith to our Deposit Account No. 12-0080, under Order No. BGNA054RCE2. A duplicate copy of this paper is enclosed.

Dated: August 24, 2006

AEM/CHC

Respectfully submitted,  
By   
Cristin E. Howley, Ph.D.  
Registration No.: 55,281  
LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, Massachusetts 02109  
(617) 227-7400  
(617) 742-4214 (Fax)  
Agent For Applicant

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Substitute for form 1449A/B/PTO				Complete If Known	
				Application Number	09/767370-Conf. #2716
				Filing Date	January 23, 2001
				First Named Inventor	Jeffrey L. BROWNING
				Art Unit	1643
				Examiner Name	C. H. Yaen
				Attorney Docket Number	BGNA054RCE2
Sheet	1	of	1		

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.*	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
A1*	US-5,541,087		07-30-1998	Lo et al.	

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.*	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>

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## NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.*	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>

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